

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED

U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CITY OF CHICOPEE, Acting through the
Chicopee Public Schools,

Plaintiff,

v.

DAVID T. As Parent and next friend of
Kaitlyn T. and MASSACHUSETTS
DEPARTMENT OF EDUCATION,

Defendants.

CIVIL ACTION NO. 04-30087-MAP

**DEFENDANT MASSACHUSETTS DEPARTMENT OF EDUCATION'S
LOCAL RULE 16.1(D)(3) CERTIFICATION**

Pursuant to LR. 16.1(D)(3), the undersigned affirm that defendant Massachusetts Department of Education, through an authorized representative, and counsel have conferred with a view to establishing a budget for the costs of conducting a full course -- and various alternative courses -- of the litigation and have considered the possible use of alternative dispute resolution programs.

MASSACHUSETTS DEPARTMENT
OF EDUCATION

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CERTIFICATE OF SERVICE

DATED: July 28, 2004 No. 557768 DATED: August 2, 2004

I, hereby certify that a true copy of the
above document was served upon the
attorney of record for each other party
by mail (by hand) on August 2, 2004

James S. Whitcomb
James S. Whitcomb